



**UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT**

In re:

**David Roy Orcutt and
Hollie Jean Stevens,
Debtors**

**Chapter 13 Case
11-10553**

**David Roy Orcutt and
Hollie Jean Stevens,
Plaintiffs,**

v.

**Adversary Proceeding
11-1013**

**GMAC Mortgage, LLC,
Defendant.**

*Appearances: Michelle M. Kainen, Esq.
White River Junction, VT
Attorney for Plaintiffs*

*James B. Anderson, Esq.
Rutland, VT
Attorney for Defendant*

**ORDER
DENYING DEFENDANT'S MOTION TO DISMISS**

For the reasons set forth in a memorandum of decision of even date, IT IS HEREBY ORDERED that GMAC Mortgage, LLC's motion to dismiss the adversary proceeding (doc. # 5) is denied.

IT IS FURTHER ORDERED that the parties shall proceed with this litigation in this proceeding as set forth in a scheduling order entered this same day, pursuant to a stipulation of the parties.

IT IS FURTHER ORDERED that the hearing scheduled for September 13th is cancelled and instead, the parties shall appear for status hearing on October 25, 2011, at 9:30 a.m., at the United States Bankruptcy Court, The Opera House, Rutland, VT.

September 9, 2011
Burlington, Vermont



Colleen A. Brown
United States Bankruptcy Judge